

AN ACT

ENTITLED, An Act to allow weights and measures inspections to be performed biennially.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 37-21-18 be amended to read as follows:

37-21-18. Any person who:

- (1) Offers or exposes for sale, sells, uses in buying or selling of any commodity or thing, or for hire or award, or retains in possession a false weight or measure or measuring or weighing device, or any weight or measure or weighing or measuring device that has not been sealed by the Division of Commercial Inspection and Regulation within two years;
- (2) Disposes of any condemned weight, measure, or weighing or measuring device contrary to law;
- (3) Removes any tag placed thereon by the Division of Commercial Inspection and Regulation;
- (4) Sells, offers, or exposes for sale less than the quantity the person represents;
- (5) Takes or attempts to take more than the quantity the person represents, when as the buyer, the person furnished the weight, measure, or weighing or measuring device by means of which the amount of the commodity is determined;
- (6) Keeps for the purpose of sale, offers or exposes for sale, or sells any commodity in a manner contrary to law;
- (7) Violates any provision of chapters 37-20 to 37-22, inclusive, for which a specific penalty has not been provided; or
- (8) Sells, offers to sell, uses, or has in possession for the purpose of selling or using any device or instrument to be used, or calculated to falsify any weight or measure;

is guilty of a Class 2 misdemeanor.

An Act to allow weights and measures inspections to be performed biennially.

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I certify that the attached Act
originated in the

SENATE as Bill No. 34

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 34

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
=====

The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
=====

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State